

MCDERMOTT, WILL & EMERY

*A Partnership Including
Professional Corporations*
600 13th Street, N.W.
Washington, D.C. 20005-3096
202-756-8000
Facsimile 202-756-8087
<http://www.mwe.com>

Seth D. Greenstein
Attorney at Law
sgreenstein@mwe.com
202-756-8088

Boston
Chicago
Los Angeles
Miami
Moscow
Newport Beach
New York
St. Petersburg
Silicon Valley
Vilnius
Washington, D.C.

June 15, 1998

BY HAND DELIVERY

David Carson, Esq.
General Counsel
Copyright Office, Room 403
James Madison Building
101 Independence Avenue, S.E.
Washington, D.C. 20001

**GENERAL COUNSEL
OF COPYRIGHT**

JUN 16 1998

RECEIVED

Re: CARP DPRA No. 96-4

Dear General Counsel Carson:

Pursuant to our meeting with you on May 12, 1998, I am writing to advise you of the progress being made in settlement discussions concerning the December 1, 1997, Federal Register notice of proposed rates and terms for a statutory license governing digital phonorecord deliveries.

Since our meeting, the parties have continued to exchange possible settlement terms. Substantial progress has been made toward potential resolution without need of arbitration by these parties. Specific terms including finer points of a potential agreement are now under review. While the parties have not yet reached agreement, a short additional time period would allow the parties to consider and respond to the last set of offers placed on the table by each side.

We therefore respectfully request that the Copyright Office allow the parties two additional weeks, until June 30, 1998, to assist the parties in concluding their negotiations.

Thank you for your consideration and assistance in this matter. Please contact me if you have any questions.

Sincerely yours,

A handwritten signature in cursive script that reads "Seth D. Greenstein". The signature is written in dark ink and is positioned above the printed name.

Seth D. Greenstein

cc: Steven Englund
Bruce Joseph
Fernando Laguarda
Carey Ramos
Cary Sherman